



Patent

ATTORNEY DOCKET NO. 1000409-000046

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Morio SAKAI et al.

Patent No.: 6,876,299

Issued: April 5, 2005

For: OCCUPANT DETERMINING
DEVICE

MAIL STOP PETITION

Group Art Unit: 2636

Examiner: Brent Swarthout

Confirmation No.: 5038

PETITION UNDER 37 C.F.R. § 1.182 FOR DUPLICATE LETTERS PATENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

0030041807

Total Fee: \$400.00

Sir:

XXXXXXXXXX1009

Applicant respectfully petitions for the issuance of duplicate original Letters Patent for the above-identified matter for the reasons stated below.

The above-identified patent issued on April 5, 2005. When it was discovered that the original Letters Patent was never received in our office, a telephone call was made to the Patent Office to determine if the original Letters Patent had been mailed. The Patent Office personnel advised that the original Letters Patent was mailed on April 5, 2005, but was subsequently returned to the Patent Office. The Patent Office personnel also indicated that the original Letters Patent was apparently re-mailed after it was returned to the Patent Office.

To date, the Letters Patent has not been received in our office. The undersigned has searched the file jacket for this application/patent and was unable to locate the original Letters Patent. The undersigned also searched our firm's docketing records where an entry would have been made had the original Letters

05/15/2007 CKHLK
00000010 6876299
-400.00 OP

VA 809195.1

02/09/2007 SZEWDIE1 00000010 6876299

01 FC:1462

400.00 OP

Patent been received and the docketing records indicate that the original Letters Patent has never been received. A copy of the firm's docketing record for this patent is attached. If additional supporting documentation is needed, the undersigned respectfully request that he be notified.

The petition fee of \$400.00 required by 37 C.F.R. § 1.182 and 37 C.F.R. § 1.17(f) is attached.

A refund of the petition fee of \$400.00 is respectfully requested because the need for issuance of this duplicate Letters Patent is not attributable to any fault on the part of the Applicants.

The Office is hereby authorized to charge any additional fees required by this paper or credit any overpayment to PTO Deposit Account No. 02-4800.

Respectfully submitted,


BUCHANAN INGERSOLL & ROONEY PC

Date: February 8, 2007

By: Matthew L. Schneider
Matthew L. Schneider
Registration No. 32,814

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND					
1 Date of Request: 06/14/07		2 Serial/Patent # 6876299			
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT	
	Filing			\$	
	Amendment			\$	
	Extension of Time			\$	
	Notice of Appeal/Appeal			\$	
X	Petition 1462		02/08/07	\$ 400.00	
	Issue			\$	
	Cert of Correction/Terminal Disc.			\$	
	Maintenance			\$	
	Assignment			\$	
	Other			\$	
			7 TOTAL AMOUNT OF REFUND		\$ 400.00
			8 TO BE REFUNDED BY:		
10 REASON:			Treasury Check		
	Overpayment	X Credit Deposit A/C #:			
	Duplicate Payment	9 0 2 -- 4 8 0 0			
X	No Fee Due (Explanation):				
Petition due to PTO error.					
11 REFUND REQUESTED BY:					
TYPED/PRINTED NAME: Douglas I. Wood		TITLE: Senior Petitions Attorney			
SIGNATURE: /douglas wood/		PHONE: 571-272-3231			
OFFICE: Office of Petitions					
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****					
APPROVED: 		DATE: 6/15/07			

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to: